



IN THE UNITED STATES PATENT OFFICE
BEFORE THE PATENT TRIAL
AND APPEAL BOARD

IN RE APPLICATION OF:)
)
GABRIEL V. LECHUGA)
)
SERIAL NO.: 09/735,342)
) GROUP ART UNIT NO. 3752
FILED: DECEMBER 12, 2000)
)
TITLE: HEAT PROTECTIVE)
COVER SYSTEM FOR HOT)
WATER PIPES)
)
EXAMINER: JAMES F. HOOK)
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NOTICE OF APPEAL

Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

The applicant hereby appeals the decision of the Examiner in which the Examiner finally rejected all of Claims 1-10 and 12-42 in the Office Action dated August 12, 2004.

1. The Examiner erred in objecting to the claims on the grounds of double patenting.

2. The Examiner erred in rejecting the claims under 35 USC 102 as being anticipated by the Helmsderfer '463 patent and the Trueb '730 patent.

3. The Examiner further erred in not giving full consideration to the arguments of the applicants.

The applicant is herewith submitting the statutory appeal fee.

Dated: Nov 2, 2005

Respectfully submitted,



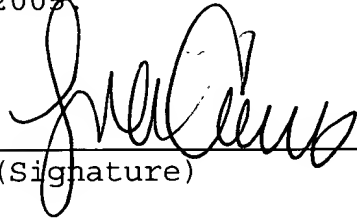
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VIRGINIA 22313-1450 on 11-10,

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Date of Signature: 11-10, 2005